

PTO/SB/30 (01-03)

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**Request  
For  
Continued Examination (RCE)  
Transmittal**Address to:  
Commissioner for Patents  
Box RCE  
Washington, DC 20231

Application Number	09/773,172
Filing Date	January 31, 2001
First Named Inventor	Epstein
Art Unit	2655
Examiner Name	Opsasnick, Michael N.
Attorney Docket Number	6169-212

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

**1. Submission required under 37 CFR 1.114**a. ☒ Previously submittedi. ☒ Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on February 3, 2004  
(Any unentered amendment(s) referred to above will be entered)ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_iii. ☐ Other \_\_\_\_\_b. ☐ Enclosedi. ☐ Amendment/Replyii. ☐ Affidavit(s) Declaration(s)iii. ☐ Information Disclosure Statement (IDS)iv. ☐ Other \_\_\_\_\_**2. Miscellaneous**a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months. Fee under 37 CFR 1.17(i) required)b. ☒ Other Petition for Retroactive Extension of Time (1 Mo)**3. Fees**The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.  
The Director is hereby authorized to charge the following fees, or credit any overpayments, toa. ☒ Deposit Account No. 50-0951i. ☒ RCE fee required under 37 CFR 1.17(e)ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17)iii. ☐ Other \_\_\_\_\_b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosedc. ☐ Payment by credit card (Form PTO-2038 enclosed)**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print/Type)	Kevin T. Cuenor	Registration No. (Attorney/Agent)	46 283
Signature	<i>Kevin T. Cuenor</i>	Date	March 3, 2004

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)	Kevin T. Cuenor, Ren. No. 46 283	Date	March 3, 2004
Signature	<i>Kevin T. Cuenor</i>		

Page 1 of 2

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Box RCE, Washington, DC 20231.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-788-9199) and select option 2

Appln. No. : 09/773,172  
Applicant : Epstein  
Filed : January 31, 2001  
TC/A.U. : 2655  
Examiner : Opsasnick, Michael N.

Confirmation No. 6092

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Docket No. : 6169-212  
IBM Docket No. : BOC9-2000-0076

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**TRANSMITTAL LETTER**

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MAILSTOP RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Please find enclosed for filing:

1. Request for Continued Examination (RCE) Transmittal;
2. Retroactive Petition for Extension of Time (One Month);
3. Please charge the required fees and any deficiencies or credit any overpayment to Deposit Account No. 50-0951.

This Transmittal Letter is submitted in duplicate.

Respectfully submitted,

Date:

3/3/04

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{WP171015,1}

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**Certificate Under 37 CFR 1.8(a)**

I hereby certify that this correspondence is being transmitted via facsimile to the Commissioner for Patents,  
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3/3/04

Kevin T. Cuenot  
Kevin T. Cuenot, Esquire

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